

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
AMARILLO DIVISION

U.S. DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS  
**FILED**  
JUN 13 2003  
CLERK, U.S. DISTRICT COURT  
By Deputy

JAMES AVERY RUSH, IV

PLAINTIFF,

v.

NATIONAL BOARD OF MEDICAL  
EXAMINERS,

DEFENDANT.

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CIVIL ACTION CAUSE NUMBER  
2:03-CV-140-J

**ORDER DENYING MOTION FOR LEAVE TO CONDUCT EXPEDITED DISCOVERY**

Before the Court is Plaintiff's opposed motion, filed June 10, 2003, for leave to conduct expedited discovery in advance of the preliminary injunction hearing on June 16, 2003. The Court has been informed that a portion of this motion is moot because Dr. Donald Deshler, Plaintiff's own expert, will be available for the hearing. The balance of Plaintiff's motion is denied.

It is SO ORDERED.

Signed this the 13<sup>th</sup> day of June, 2003.

  
MARY LOU ROBINSON  
UNITED STATES DISTRICT JUDGE